

AO 440 (Rev. 03/08) Civil Summons

UNITED STATES DISTRICT COURT

for the

Northern District of California

LENORA GERALDINE ARAGON

Plaintiff

v.

TATE & KIRLIN ASSOCIATES, INC.

Defendant

Civil Action No.

C08

02819

RS

ADR

E-FILING

Summons in a Civil Action

To: TATE & KIRLIN ASSOCIATES, INC.

(Defendant's name)

A lawsuit has been filed against you.

Within 20 days after service of this summons on you (not counting the day you received it), you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff's attorney, whose name and address are:

Jovanna R. Longo  
Consumer Law Center, Inc.  
12 South First Street, Suite 1014  
San Jose, California 95113-2418

If you fail to do so, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date:

6/5/8

Richard W. Wieking

Name of clerk of court

*Debra Walton*

Deputy clerk's signature

(Use 60 days if the defendant is the United States or a United States agency, or is an officer or employee of the United States allowed 60 days by Rule 12(a)(3).)

1 Fred W Schwinn, Bar No: 225575 (408) 294-6100  
2 CONSUMER LAW CENTER  
3 12 S 1ST ST STE 1014  
4 SAN JOSE CA 95113-2403

5 Representing: Plaintiff File No. none  
6  
7

8 United States District Court

9 Northern District of California  
10

11  
12 Aragon

13  
14 Plaintiff/Petitioner

15 vs

16 Tate & Kirlin Associates, Inc.

17 Defendant/Respondent  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

Case No: C08-02819-RS

Proof of Service of:

- see attached list - Summons, Complaint, Standing  
Order Re: Initial Case Management, Standing Order  
for All Judges of the Northern District of  
California, Standing Order Regarding Case  
Management in Civil Cases, Notice of Assignment  
of Case to a United States Magistrate Judge,

Service on:

Tate & Kirlin Associates, Inc.

Hearing Date:

Hearing Time:

Div/Dept:

BY FAX

PROOF OF SERVICE

FF# 6664127

POS-010

ATTORNEY OR PARTY WITHOUT ATTORNEY (Name, State Bar number, and address): Fred W Schwinn, 225575 CONSUMER LAW CENTER 12 S 1ST ST STE 1014 SAN JOSE, CA 95113-2403 TELEPHONE NO.: (408) 294-6100 ATTORNEY FOR (Name): Plaintiff	FOR COURT USE ONLY
SUPERIOR COURT OF CALIFORNIA, COUNTY OF United States District Court 280 S. First St. #2112 San Jose, CA 95113-3008	
PLAINTIFF/PETITIONER: Aragon DEFENDANT/RESPONDENT: Tate & Kirlin Associates, Inc.	CASE NUMBER: C08-02819-RS
<b>PROOF OF SERVICE OF SUMMONS</b>	Ref. No. or File No.: none

1. At the time of service I was a citizen of the United States, at least 18 years of age and not a party to this action.
2. I served copies of: - see attached list - Summons, Complaint, Standing Order Re: Initial Case Management, Standing Order for All Judges of the Northern District of California, Standing Order Regarding Case Management in Civil Cases, Notice of Assignment of Case to a United States Magistrate Judge, Declination to Proceed Before a Magistrate Judge Request for Reassignment to a United States District Judge, Instructions for Completion of ADR Forms Regarding
3. a. Party served: Tate & Kirlin Associates, Inc.  
 b. Person Served: National Registered Agents, Inc., Dena La Porta - Person authorized to accept service of process
4. Address where the party was served: 2030 Main Street Suite 1030  
 Irvine, CA 92614
5. I served the party  
 a. by personal service. I personally delivered the documents listed in item 2 to the party or person authorized to receive service of process for the party (1) or (date): 6/9/2008 (2) at (time): 4:30 PM
6. The "Notice to the Person Served" (on the summons) was completed as follows:  
 c. on behalf of:

Tate &amp; Kirlin Associates, Inc.

under: CCP 416.10 (corporation)

## 7. Person who served papers

- a. Name: Wendy Duffield
- b. Address: One Legal - 194-Marin  
 504 Redwood Blvd #223  
 Novato, CA 94947  
 415-491-0606
- c. Telephone number: 415-491-0606
- d. The fee for service was: \$ 69.00
- e. I am:
  - (3) registered California process server.
    - (i) Employee or independent contractor.
    - (ii) Registration No. PSC-408
    - (iii) County ORANGE

8. I declare under penalty of perjury under the laws of the United States of America and the State of California that the foregoing is true and correct.

Date: 6/10/2008

Wendy Duffield

(NAME OF PERSON WHO SERVED PAPERS)

(SIGNATURE)

**Attached List**

**Summons,**

**Complaint,**

**Standing Order Re: Initial Case Management,**

**Standing Order for All Judges of the Northern District of California,**

**Standing Order Regarding Case Management in Civil Cases,**

**Notice of Assignment of Case to a United States Magistrate Judge,**

**Declination to Proceed Before a Magistrate Judge and Request for Reassignment to a United States District Judge,**

**Instructions for Completion of ADR Forms Regarding Selection of an ADR Process (ADR Local Rule 3-5),**

**ADR Packet**

BY FAX

BY FAX

## CONFIRMATION For Service of Process

<b>Documents Received:</b>	<b>No. Docs:</b> 9 <b>No. Pgs:</b> 59
- see attached list - Summons, Complaint, Standing Order Re: Initial Case Management, Standing Order for All Judges of the Northern District of California, Standing Order Regarding Case Management in Civil Cases, Notice of Assignment of Case to a United States Magistrate Judge, Declination to Proceed Before a Magistrate Judge and Request for Reassignment to a United States District Judge, Instructions for Completion of ADR Forms Regarding Selection of an ADR Process (ADR Local Rule 3-5), ADR Packet	
Party to Serve: Tate & Kirlin Associates, Inc. _____	Service address: 2030 Main Street Suite 1030 Irvine, CA 92614

**This is a Confirmation Only. Not an Invoice!**

Notes:		Services:	Summary of Charges:
Service Status: Served		Standard Remote Area	44.00 25.00
		Check No.	Total: 69.00

Attached is your proof of service that is ready for filing in accordance with CRC2005. If you have any questions, you encounter any problems filing this document or would like One Legal to file the proof of service for you, please contact:  
SOP Southern Branch, Ph: 213-617-1212, Fx: 213-617-4717  
Thank you for choosing One Legal for your process serving needs.